

ORDER FOR SUPPLIES OR SERVICES

PAGE 1 OF 30

1. CONTRACT/PURCH. ORDER/ AGREEMENT NO. W911XK-08-D-0007		2. DELIVERY ORDER/ CALL NO. 0004		3. DATE OF ORDER/CALL (YYYYMMDD) 2008 Sep 18		4. REQ./ PURCH. REQUEST NO. W56MES82279485		5. PRIORITY				
6. ISSUED BY CONTRACTING DIVISION DETROIT DISTRICT, USAED DETROIT MI 48231-1027				7. ADMINISTERED BY (if other than 6) SEE ITEM 6		8. DELIVERY FOB <input checked="" type="checkbox"/> DESTINATION <input type="checkbox"/> OTHER (See Schedule if other)						
9. CONTRACTOR CODE 0FUL2 LUEDTKE ENGINEERING COMPANY NAME KURT LUEDTKE AND PO BOX 111 ADDRESS 10 FOURTH STREET FRANKFORT MI 49635				FACILITY		10. DELIVER TO FOB POINT BY (Date) (YYYYMMDD) SEE SCHEDULE		11. MARK IF BUSINESS IS <input type="checkbox"/> SMALL <input type="checkbox"/> SMALL DISADVANTAGED <input type="checkbox"/> WOMEN-OWNED				
14. SHIP TO CODE H770T00 LOGISTICS-TRANSPORTATION BR DETROIT DISTRICT, USAED P.O. BOX 1027 DETROIT, MI 48231-1027				15. PAYMENT WILL BE MADE BY CODE 964145 USACE FINANCE & ACCOUNTING CENTER 5722 INTEGRITY AVENUE MILLINGTON TN 38054		MARK ALL PACKAGES AND PAPERS WITH IDENTIFICATION NUMBERS IN BLOCKS 1 AND 2.						
16. TYPE OF ORDER		DELIVERY/ CALL		X		This delivery order/call is issued on another Government agency or in accordance with and subject to terms and conditions of above numbered contract.						
		PURCHASE				Reference your quote dated Furnish the following on terms specified herein. REF:						
ACCEPTANCE. THE CONTRACTOR HEREBY ACCEPTS THE OFFER REPRESENTED BY THE NUMBERED PURCHASE ORDER AS IT MAY PREVIOUSLY HAVE BEEN OR IS NOW MODIFIED, SUBJECT TO ALL OF THE TERMS AND CONDITIONS SET FORTH, AND AGREES TO PERFORM THE SAME.												
NAME OF CONTRACTOR				SIGNATURE		TYPED NAME AND TITLE		DATE SIGNED (YYYYMMDD)				
<input type="checkbox"/> If this box is marked, supplier must sign Acceptance and return the following number of copies:												
17. ACCOUNTING AND APPROPRIATION DATA/ LOCAL USE See Schedule												
18. ITEM NO.		19. SCHEDULE OF SUPPLIES/ SERVICES			20. QUANTITY ORDERED/ ACCEPTED*		21. UNIT		22. UNIT PRICE		23. AMOUNT	
		SEE SCHEDULE										
* If quantity accepted by the Government is same as quantity ordered, indicate by X. If different, enter actual quantity accepted below quantity ordered and encircle.				24. UNITED STATES OF AMERICA TEL: (313) 226-5148 EMAIL: marilyn.r.hill@re.usace.army.mil BY: MARILYN R HILL				25. TOTAL \$727,300.00		26. DIFFERENCES		
27a. QUANTITY IN COLUMN 20 HAS BEEN <input type="checkbox"/> INSPECTED <input type="checkbox"/> RECEIVED <input type="checkbox"/> ACCEPTED, AND CONFORMS TO THE CONTRACT EXCEPT AS NOTED												
b. SIGNATURE OF AUTHORIZED GOVERNMENT REPRESENTATIVE						c. DATE (YYYYMMDD)		d. PRINTED NAME AND TITLE OF AUTHORIZED GOVERNMENT REPRESENTATIVE				
e. MAILING ADDRESS OF AUTHORIZED GOVERNMENT REPRESENTATIVE						28. SHIP NO.		29. DO VOUCHER NO.		30. INITIALS		
f. TELEPHONE NUMBER						g. E-MAIL ADDRESS		32. PAID BY		33. AMOUNT VERIFIED CORRECT FOR		
36. I certify this account is correct and proper for payment.						31. PAYMENT <input type="checkbox"/> PARTIAL <input type="checkbox"/> FINAL		34. CHECK NUMBER		35. BILL OF LADING NO.		
a. DATE (YYYYMMDD)		b. SIGNATURE AND TITLE OF CERTIFYING OFFICER				37. RECEIVED AT		38. RECEIVED BY		39. DATE RECEIVED (YYYYMMDD)		
						40. TOTAL CONTAINERS		41. S/R ACCOUNT NO.		42. S/R VOUCHER NO.		

Section B - Supplies or Services and Prices

BID SCHEDULE

PROJECT NAME: FY08 Maintenance Dredging at St. Mary's River, Michigan

CONTRACTOR SHALL FURNISH ALL PLANT, LABOR, MATERIAL, EQUIPMENT, ETC, NECESSARY TO PERFORM ALL WORK IN STRICT ACCORDANCE WITH THE TERMS AND CONDITIONS SET FORTH IN THE CONTRACT TO INCLUDE ALL ATTACHEMENTS. UNIT PRICES PROVIDED BELOW WILL BE USED TO DETERMINE LOW BID.

<u>ITEM NO.</u>	<u>SUPPLIES/SERVICES</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>UNIT PRICE</u>	<u>AMOUNT</u>
	FY08 Maintenance Dredging at Upper Saginaw River, Michigan				
0001	Mobilization and Demobilization	1	LS	\$143,300.00	\$143,300.00
0002	Required Dredging				
0003AA	First 10,000 Cubic Yards	16,000	Cubic Yards	\$25.50	\$76,500.00
0003AB	Over 10,000 Cubic Yards	8,000	Cubic Yards	\$22.00	\$114,400.00
Total Amount for Upper Saginaw River, MI				<u>\$727,300.00</u>	

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0001		1	Lump Sum	\$727,300.00	\$727,300.00

FY08 DREDGING MATOC

FFP

Maintenance Dredging of St. Mary's River, MI

Small Business Set Aside for MATOC Dredging Contractors

NAICS 237990- The Size Standard for Small Business under Dredging is \$20.M

Estimated Construction Cost is \$500K to \$1M

FOB: Destination

MILSTRIP: W56MES82279485

PURCHASE REQUEST NUMBER: W56MES82279485

NET AMT	\$727,300.00
---------	--------------

ACRN AA

CIN: W56MES822794850001

\$727,300.00

Section G - Contract Administration Data

ACCOUNTING AND APPROPRIATION DATA

AA: 96X31230000 082427 32300FH0L4017380 NA 96203

AMOUNT: \$727,300.00

CIN W56MES822794850001: \$727,300.00

Section I - Contract Clauses

SCOPE OF WORK

CONTRACT TYPE: Multiple Award, Multiple Year Task Order Contract for Dredging
TASK ORDER No.

PROJECT NAME: FY08 Maintenance Dredging at St. Mary's River, Michigan

CONTRACTOR SHALL FURNISH ALL PLANT, LABOR, MATERIAL, EQUIPMENT, ETC. NECESSARY TO PERFORM ALL WORK IN STRICT ACCORDANCE WITH THE TERMS AND CONDITIONS SET FORTH IN THE CONTRACT TO INCLUDE ALL ATTACHMENTS THERETO. UNIT PRICES PROVIDED BELOW WILL BE USED TO DETERMINE LOW BID.

SCOPE OF WORK:

1. Mobilize dredge to the St. Mary's river and dredge the West Neebish Course 5 between sta. 148+00 and sta. 237+00 to a channel depth of 28.5' below L.W.D. OVERDEPTH DREDGING IS NOT INCLUDED IN THIS SCOPE OF WORK.

A Government Furnished offload site is shown on the plans. The Contractor is responsible for maintaining the offload site and haul roads. The Contractor shall document the condition of the offload site and transfer route prior to use and restore the offload site and transfer route to the condition prior to use at no additional cost to the Government. Transport the dredged material to the placement area and place the dredged materials within the placement area shown on the plans. The Contractor shall take such measures as necessary including but not limited to constructing berms, stacking material, and modifying operations to assure the dredge material remains within the limits of placement.

The Contractor shall conduct operations in a manner to not damage or displace the stones in the rockcut wall at the offload site. Any damage to the rockcut wall shall be repaired by the Contractor at no additional cost to the Government.

See specifications for General Requirements, Division 1, and Dredging, Transfer, Conveyance and Placement Requirements, Division 35.

Demobilize when dredging work is completed.

2. The work for this Task Order shall conform to the contract specifications, this scope of work and the drawings identified on the following index:

SAINT MARY'S RIVER		
FY08 MAINTENANCE DREDGING		
INDEX OF DRAWINGS		
SHEET	REF. #	
1 of 6	A1	LOCATION MAP, VICINITY MAP, LEGEND, NOTES, INDEX OF DRAWINGS
2 of 6	C5W-08	COURSE 5 WEST NEEBISH CHANNEL DREDGE PLAN C.S. 148+00 TO C.S. 175+00
3 of 6	C5W-09	COURSE 5 WEST NEEBISH CHANNEL DREDGE PLAN C.S. 175+00 TO C.S. 200+00
4 of 6	C5W-10	COURSE 5 WEST NEEBISH CHANNEL DREDGE PLAN & TYPICAL SECTION C.S. 200+00 TO C.S.217+00

5 of 6 C5W-11 COURSE 5 WEST NEEBISH CHANNEL

DREDGE PLAN

C.S. 217+00 TO C.S. 237+00

6 of 6 C6W-01 PLACEMENT AREA

3. The survey information shown on the drawings is based on condition soundings collected on the dates indicated on the plans. Final pay yardage will be determined by the Government by computing the difference in quantity based on the Government's prior to dredging soundings and after dredging soundings. See specification Section 35 20 23.

4. Performance Schedule: The Contractor shall be required to (a) commence work under this contract within 10 calendar days after the date the Contractor receives the Notice to Proceed (NTP), (b) prosecute the work diligently, and (c) complete the entire work ready for use within one hundred and twenty (120) calendar days.

5. The overdepth and side slope quantities for this Task Order are as follows:

An Overdepth Pay Prism is not included in this contract. Material removed below 28.5' below L.W.D. will not be included in the pay quantity.

	<u>Overdepth</u>	<u>Sideslope</u>
Required Dredge Area	NONE	1500 cy

6. Character of Materials

St. Mary's River: "The material within the required dredging prism consists primarily of material that has shoaled since the last time the area was dredged. Shoaled material contains varying proportions of sand, silt, and organics. Organic material may include wood debris and stumps. Native material may be encountered in the required dredging prism, and consists of soft to stiff clay with sand. Gravel and cobbles may be encountered on the downstream extents of dredging."

The records of previous dredging and sampling are available for inspection at the Engineering, Design & Construction Office, U.S. Army Corps of Engineers, Detroit District, 477 Michigan Avenue, McNamara Building, Detroit, Michigan, 48226.

7. Tolerance Dimensions:

Toe of Sideslope	25 feet
Shoal Tolerance:	0.5 feet vertical

8. Special Project Procedures:

a. State of Michigan – Allowed and Prohibited Dredging

During the following periods of the year dredging is allowed:

<u>Harbor</u>	<u>Allowed Periods</u>
St. Mary's River, MI.	01 June through 31 October

b. Work is allowed on nights and weekends.

9. The Government will reference prior and after soundings to I.L.G.D. 1955. Bench Mark and horizontal control data for work under this Task Order will be provided by the Soo Area Office.

10. The Contractor shall provide the following items with any proposal: a. Provide a copy of certification for Silent Inspector for any equipment proposed that is subject to the requirements of "Silent Inspector". Equipment proposed for this project must be available and ready to mobilize to the site, upon award of a delivery order. See specifications

for requirements. b. Provide a copy of the TRANSMITTAL FORM ONLY (ENG FORM 4025), with Government's approval noted, for the following Pre Construction submittals: ACTIVITY HAZARD ANALYSIS ACCIDENT PREVENTION PLAN ENVIRONMENTAL PROTECTION PLAN CONTRACTOR QUALITY CONTROL PLAN These plans were required to be submitted for approval within ten days after award of a contract.

CONTRACTOR SHALL PROVIDE THE FOLLOWING INFORMATION IN CONJUNCTION WITH THIS PROPOSAL:

Location/Type/Kind of Equipment proposed: Burns Harbor, IN/Mechanical/ 8 CY

Time to mobilize equipment to Location/Area: 7 Days

Production Capability of Equipment: 2000 cubic yards/day

CLAUSES INCORPORATED BY FULL TEXT

52.211-10 COMMENCEMENT, PROSECUTION, AND COMPLETION OF WORK (APR 1984)

The Contractor shall be required to (a) commence work under this contract within 10 calendar days after the date the Contractor receives the notice to proceed, (b) prosecute the work diligently, and (c) complete the entire work ready for use not later than 120 calendar days after receipt of notice to proceed. * The time stated for completion shall include final cleanup of the premises.

(End of clause)

52.211-5001 VARIATIONS IN ESTIMATED QUANTITIES, SUBDIVIDED ITEMS

(MAR 1995)--EFARS

This variation in estimated quantities clause is applicable only to Items Nos. 0003.

(a) Variation from the estimated quantity in the actual work performed under any second or subsequent sub-item or elimination of all work under such a second or subsequent sub-item will not be the basis for an adjustment in contract unit price.

(b) Where the actual quantity of work performed for Items Nos. 0003 is less than 85% of the quantity of the first sub-item listed under such item, the contractor will be paid at the contract unit price for that sub-item for the actual quantity of work performed and, in addition, an equitable adjustment shall be made in accordance with the clause FAR 52.212-11, Variation in Estimated Quantities.

(c) If the actual quantity of work performed under Items Nos. 0003 exceeds 115% or is less than 85% of the total estimated quantity of the sub-item under that item and/or if the quantity of the work performed under the second sub-item or any subsequent sub-item under Items Nos. 0003 exceeds 115% or is less than 85% of the estimated quantity of any such sub-item, and if such variation causes an increase or a decrease in the time required for performance of this contract the contract completion time will be adjusted in accordance with the clause FAR 52.212-11, Variation in Estimated Quantities.

(End of clause)

52.231-5000 EQUIPMENT OWNERSHIP AND OPERATING EXPENSE SCHEDULE
MAR 1995)--EFARS

(a) This clause does not apply to terminations. See 52.249-5000, Basis for Settlement of Proposals and FAR Part 49.

(b) Allowable cost for construction and marine plant and equipment in sound workable condition owned or controlled and furnished by a contractor or subcontractor at any tier shall be based on actual cost data for each piece of equipment or groups of similar serial and series for which the Government can determine both ownership and operating costs from the contractor's accounting records. When both ownership and operating costs cannot be determined for any piece of equipment or groups of similar serial or series equipment from the contractor's accounting records, costs for that equipment shall be based upon the applicable provisions of EP 1110-1-8, Construction Equipment Ownership and Operating Expense Schedule, Region 2. Working conditions shall be considered to be average for determining equipment rates using the schedule unless specified otherwise by the contracting officer. For equipment not included in the schedule, rates for comparable pieces of equipment may be used or a rate may be developed using the formula provided in the schedule. For forward pricing, the schedule in effect at the time of negotiations shall apply. For retroactive pricing, the schedule in effect at the time the work was performed shall apply.

(c) Equipment rental costs are allowable, subject to the provisions of FAR 31.105(d)(ii) and FAR 31.205-36. Rates for equipment rented from an organization under common control, lease-purchase arrangements, and sale-leaseback arrangements, will be determined using the schedule, except that actual rates will be used for equipment leased from an organization under common control that has an established practice of leasing the same or similar equipment to unaffiliated lessees.

(d) When actual equipment costs are proposed and the total amount of the pricing action exceeds the small purchase threshold, the contracting officer shall request the contractor to submit either certified cost or pricing data, or partial/limited data, as appropriate. The data shall be submitted on Standard Form 1411, Contract Pricing Proposal Cover Sheet.

(End of clause)

WAGE DETERMINATION (IL)

General Decision Number: IL080018 03/14/2008 IL18

Superseded General Decision Number: IL20070018

State: Illinois

Construction Types: Heavy (Dredging and Marine)

Counties: Illinois Statewide.

MECHANICAL DREDGING (CLAMSHELL, DRAGLINE, AND BACKHOE) AND
MARINE CONSTRUCTION):

ILLINOIS, INDIANA, MICHIGAN, MINNESOTA, NEW YORK, OHIO,
PENNSYLVANIA AND WISCONSIN DREDGING AND MARINE CONSTRUCTION
Dredging and Marine Construction Projects: floating/land
equipment engaged in clamshell, backhoe and dragline dredging,

marine construction, bridges, salvage operations and cranes, loaders, dozers, or other equipment used for disposal of dredge spoils or marine construction materials on land at the slip or dock, at the project site, where the above material/spoils is being handled, and all equipment utilized on breakwall/breakwater structures on the Great Lakes, Islands therein, their connecting and tributary waters, including the Illinois Waterway to the Lock at Lockport, Illinois, the New York State Barge Canal System between Tonawanda, New York and Waterford, New York and Oswego, New York, the Duluth-Superior area to the Fond du Lac Bridge Crossing (Minnesota State Highway 23) on the St. Louis River and on the St. Lawrence River eastward to the International Boundary near St. Regis, New York.

Modification Number Publication Date

0	02/08/2008
1	02/22/2008
2	03/07/2008
3	03/14/2008

* SUIL2003-001 01/01/2005

MECHANICAL DREDGING (CLAMSHELL, DRAGLINE, AND BACKHOE) AND MARINE CONSTRUCTION):

Rates Fringes

Dredging:

Fireman, Oiler, Deckhand, & Scowman (with dipper, hydraulic or other floating equipment engaged in hydraulic and dipper dredging operations) Pipeline men (both afloat & ashore including loading, unloading, maintaining, and handling pipelines for hydraulic dredges and sandboats Rangeman, Tankerman, Sweepman and service Truck Driver.....\$ 22.51	7.61+a+b
Lead Deckhand.....\$ 29.68	7.61+a+b

Hydraulic Dredging

LAUNCH OPERATOR - Vessel 800 Horse- Power Or Less....\$ 25.15	7.61+a+b
TUG ENGINEER.....\$ 26.49	7.61+a+b
TUG OPERATOR - Vessel Over 800 Horse-Power.....\$ 26.49	7.61+a+b

TUG WORKERS: Fireman,
Lineman, Oiler, Deckhand,
Tankerman. Scowman, (on/or
with tugboats, launches,
or other self-propelled
boats).....\$ 22.51 7.61+a+b

MECHANIC

FLOATING EQUIPMENT:

Illinois

Class I.....\$ 48.40 17.05+b&c
Class II.....\$ 46.90 17.05+b&c
Class III.....\$ 41.70 17.05+b&c
Class IV.....\$ 34.70 17.05+b&c

FLOATING EQUIPMENT: Indiana

Class I.....\$ 42.45 15.55+b&c
Class II.....\$ 40.95 15.55+b&c
Class III.....\$ 36.45 15.55+b&c
Class IV.....\$ 30.30 15.55+b&c

FLOATING EQUIPMENT:

Michigan

Class I.....\$ 32.30 19.37+b&c
Class II.....\$ 30.80 19.37+b&c
Class III.....\$ 27.45 19.37+b&c
Class IV.....\$ 22.80 19.37+b&c

FLOATING EQUIPMENT:

Minnesota

Class I.....\$ 36.20 12.95+b&c
Class II.....\$ 34.70 12.95+b&c
Class III.....\$ 30.90 12.95+b&c
Class IV.....\$ 25.70 12.95+b&c

FLOATING EQUIPMENT:

New York:(Cattaraugus,
Chautauga, Erie and
Orleans Counties)

Class I.....\$ 37.15 18.56+b&c
Class II.....\$ 35.65 18.56+b&c
Class III.....\$ 31.75 18.56+b&c
Class IV.....\$ 26.40 18.56+b&c

FLOATING EQUIPMENT:

New York:(Cayuga,
Jefferson, Oswego, and St.
Lawrence Counties)

Class I.....\$ 34.45 18.65+b&c
Class II.....\$ 32.95 18.65+b&c
Class III.....\$ 29.30 18.65+b+c
Class IV.....\$ 24.40 18.65+b&c

FLOATING EQUIPMENT:

New York:(Monroe and Wayne
Counties and the City of
Rochester)

Class I.....	\$ 35.90	17.38+b&c
Class II.....	\$ 34.45	17.38+b&c
Class III.....	\$ 33.65	17.38+b&c
Class IV.....	\$ 30.35	17.38+b&c

FLOATING EQUIPMENT:

New York:(Niagara)

Class I.....	\$ 34.60	18.15+b&c
Class II.....	\$ 33.10	18.15+b&c
Class III.....	\$ 29.45	18.15+b&c
Class IV.....	\$ 24.50	18.15+b&c

FLOATING EQUIPMENT:

Ohio:(Ashtabula, Cuyahoga,
Erie, Lake, and Lorain
Counties)

Class I.....	\$ 35.34	10.10+b&c
Class II.....	\$ 33.84	10.10+b&c
Class III.....	\$ 30.12	10.10+b&c
Class IV.....	\$ 25.04	10.10+b&c

FLOATING EQUIPMENT:

Ohio:(Lucas, Henry,
Ottawa, Wood and Sandusky
Counties)

Class I.....	\$ 33.63	10.10+b&c
Class II.....	\$ 32.13	10.10+b&c
Class III.....	\$ 28.60	10.10+b&c
Class IV.....	\$ 23.78	10.10+b&c

FLOATING EQUIPMENT:

Pennsylvania:(Erie County):

Class I.....	\$ 30.90	12.69+b&c
Class II.....	\$ 29.40	12.69+b&c
Class III.....	\$ 26.20	12.69+b&c
Class IV.....	\$ 21.80	12.69+b&c

FLOATING EQUIPMENT:

Wisconsin:Includes all
marine/floating type work
on projects in the
Superior/Duluth Harbor,
Lake Superior.

Class I.....	\$ 35.40	15.75+b&c
Class II.....	\$ 33.90	15.75+b&c
Class III.....	\$ 30.20	15.75+b&c
Class IV.....	\$ 25.10	15.75+b&c

PAID HOLIDAYS (WHERE APPLICABLE):

A- NEW YEAR'S DAY

B- MEMORIAL DAY

C- INDEPENDENCE DAY

D- LABOR DAY

E- THANKSGIVING DAY

F- CHRISTMAS DAY
 G- PRESIDENT'S DAY
 H- VETERAN'S DAY.

FOOTNOTES:

- a. \$30.10 per day per employee for medical
- b. Eight paid holidays: A thru H
- c. Hazardous/Toxic Waste Material:
 *Level A \$2.50 per hour
 *Level B 2.00 per hour
 *Level C 1.00 per hour
 *Level D 0.50 per hour

Such wages shall be above the classifications of work listed under mechanical dredging and Marine construction of this general wage decision. *Working with Hazardous Waste at this level as defined by the U. S. Environmental Protection Agency.

CLASSIFICATION DESCRIPTIONS

Class I - Master Mechanic - assist and direct
 Class II, Class III, and Class IV, diver/wet tender, engineer (hydraulic dredge)
 Class II - Crane/Backhoe Operator and Mechanic/Welder, assistant engineer(hydraulic dredge), leverman (hydraulic dredge), diver tender
 Class III - Deck Equipment Operator (Machineryman) Maintenance of Crane (over 50 ton capacity) or Backhoe (115,000 pounds or more), Tug/launch operator, Loader/dozer and like equipment on Barge, breakwater wall, slip/dock, Scow, Deck Machinery, etc.
 Class IV - Deck Equipment Operator(Machineryman/Fireman) (Four equipment units or more) Deck Hand, Deck Engineer and Crane Maintenance 50 ton capacity and under or Backhoe weighing 115,000 pounds or less, assistant tug operator.

 WELDERS - Receive rate prescribed for craft performing operation to which welding is incidental.
 =====

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29CFR 5.5 (a) (1) (ii)).

In the listing above, the "SU" designation means that rates listed under the identifier do not reflect collectively bargained wage and fringe benefit rates. Other designations indicate unions whose rates have been determined to be prevailing.

WAGE DETERMINATION APPEALS PROCESS

1.) Has there been an initial decision in the matter? This can be:

- * an existing published wage determination
- * a survey underlying a wage determination
- * a Wage and Hour Division letter setting forth a position on a wage determination matter
- * a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour Regional Office for the area in which the survey was conducted because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations
Wage and Hour Division
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

Wage and Hour Administrator
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

4.) All decisions by the Administrative Review Board are final.

=====

END OF GENERAL DECISION

WAGE DETERMINATION (MI)

General Decision Number: MI080090 08/22/2008 MI90

Superseded General Decision Number: MI20070090

State: Michigan

Construction Type: Heavy

County: Chippewa County in Michigan.

HEAVY CONSTRUCTION PROJECTS (does not include airport or bridge construction projects, or sewer or water line work if it is incidental to a highway construction project)

Modification Number	Publication Date
0	02/08/2008
1	03/21/2008
2	04/11/2008
3	05/02/2008
4	06/06/2008
5	06/13/2008
6	06/20/2008
7	07/25/2008
8	08/15/2008
9	08/22/2008

BOIL0169-005 07/01/2008

Rates	Fringes
BOILERMAKER (Excluding tank building).....\$ 31.953 20.869	

BRMI0006-002 05/01/2008	
Rates Fringes	
Bricklayer; marble, terrazzo and tile setter.....\$ 25.01 12.99	
CEMENT MASON/CONCRETE FINISHER...\$ 25.01 12.99	
Pointer, caulker and cleaner.....\$ 25.01 12.99	

FOOTNOTES: Stacks: Work on industrial and powerhouse stacks shall receive \$2.00 per hour above the journeyman bricklayer rate.

Industrial: Refinishing work on digesters, tanks, lime kilns, chests, boilers, and boiler tubes shall receive \$2.00 per hour above the journeyman bricklayer rate.

CARP1510-002 06/01/2008

	Rates	Fringes
--	-------	---------

CARPENTER

(Includes concrete form work).....	\$ 26.06	11.16
MILLWRIGHT.....	\$ 30.42	11.38
Piledriver.....	\$ 26.26	11.16

FOOTNOTES:

Waterfront work on the Great Lakes or connecting water navigable to Lake carriers: \$0.20 per hour additional.

Work on industrial construction, defined as industrial manufacturing and processing plants such as ore plants, paper mills, power houses, foundries, saw mills, wood processing plants, or other industrial complexes: \$.30 per hour additional.

ELEC0876-004 06/01/2007

	Rates	Fringes
--	-------	---------

Line Construction: cable splicer.....	\$ 32.71	3.75+21.5%
Line Construction: light equipment operator/ground person/truck driver/ground person		
winch, A-frame, diggers when used for distribution line truck and used for distribution work.		
Distribution truck driver, 5th wheel type trucks, bucket trucks, ladder trucks and all live boom trucks, all equipment 85 hp or under.....	\$ 20.70	3.75+21.5%
Line Construction: line technician.....	\$ 31.41	3.75+21.5%
Line Construction: operator/ground person digger, tractor and setting rig with tracks or rough terrain vehicle,		

large bombardier, backhoe
over 85 hp, hydraulic
crane 10 ton or over.....\$ 23.62 3.75+21.5%

Line Construction: truck
driver/ground person
trucks with winch or boom
or dump, other than
distribution work.....\$ 19.70 3.75+21.5%

FOOTNOTE:

Operators of 5/8 yd. rated capacity backhoe or over, and
operators of 25 ton, rated capacity, crane or over, and
operators of heavy duty tension or pulling machinery on 345
KV and above, shall receive the line technician rate of pay.

ELEC1070-004 06/02/2008

	Rates	Fringes
--	-------	---------

Electricians:

Contracts \$85,000 and under.....\$ 26.50	15.22
Contracts over \$85,000.....\$ 28.50	15.28

ENGI0324-012 05/01/2008

	Rates	Fringes
--	-------	---------

Power Equipment Operator
(STEEL ERECTION:)

Compressor, welder and forklift.....\$ 24.11	16.47
Crane operator, main boom & jib 120' or longer.....\$ 27.86	16.47
Crane operator, main boom & jib 140' or longer.....\$ 28.11	16.47
Crane operator, main boom & jib 220' or longer.....\$ 28.36	16.47
Mechanic with truck and tools.....\$ 28.86	16.47
Oiler and fireman.....\$ 22.81	16.47
Regular operator.....\$ 27.36	16.47

Crane Operator with main boom and jib 300 feet or longer
shall be paid an additional \$1.50 per hour above the 220'
of boom and jib rate.

Crane Operator with main boom and jib 400 feet or longer
shall be paid an additional \$1.50 per hour above the 300
foot of boom wage rate \$3.00.

ENGI0326-001 05/01/2008

	Rates	Fringes
--	-------	---------

Power equipment operators -
gas distribution and duct
installation work:

GROUP 1.....	\$ 25.07	16.75
GROUP 2-A.....	\$ 24.97	16.75
GROUP 2-B.....	\$ 24.75	16.75
GROUP 3.....	\$ 23.97	16.75
GROUP 4.....	\$ 23.47	16.75

SCOPE OF WORK:

The construction, installation, treating and reconditioning of pipelines transporting gas vapors within cities, towns, subdivisions, suburban areas, or within private property boundaries, up to and including private meter settings of private industrial, governmental or other premises, more commonly referred to as "distribution work," starting from the first metering station, connection, similar or related facility, of the main or cross country pipeline and including duct installation.

POWER EQUIPMENT - GAS DISTRIBUTION CLASSIFICATIONS

GROUP 1: Mechanic, crane (over 1/2 yd. capacity), backhoe (over 1/2 yd. capacity), grader (Caterpillar 12 equivalent or larger)

GROUP 2-A: Trencher(except service), backhoe (1/2 yd. capacity or less)

GROUP 2-B: Crane (1/2 yd. capacity or less), compressor (2 or more), dozer (D-4 equivalent or larger), endloader (1 yd. capacity or larger), pump (1 or 2 six-inch or larger), side boom (D-4 equivalent or larger)

GROUP 3: Backfiller, boom truck (powered), concrete saw (20 hp or larger), dozer (less than D-4 equivalent), endloader (under 1 yd. capacity), farm tractor (with attachments), pump (2-4 under six-inch capacity), side boom tractor (less than D-4 equivalent), tamper (self-propelled), trencher service and grader(maintenance)

GROUP 4: Oiler, grease person, hydrostatic testing operator

ENGI0326-014 05/01/2008

Rates Fringes

Power equipment operators
(includes underground
construction):

Crane operator, main boom & jib 120' or longer.....	\$ 27.46	16.47
Crane operator, main boom		

& jib 140' or longer.....\$ 27.71	16.47
Crane operator, main boom	
& jib 220' or longer.....\$ 27.96	16.47
GROUP 1.....\$ 26.96	16.47
GROUP 2.....\$ 23.71	16.47
GROUP 3.....\$ 23.13	16.47
GROUP 4.....\$ 22.19	16.47
Mechanic with truck and	
tools.....\$ 28.46	16.47

FOOTNOTES:

Swing boom truck operator over 15 tons: \$.50 per hour additional. Hydraulic crane operator 75 tons and under: \$.75 per hour additional. Hydraulic crane operator over 75 tons: \$1.00 per hour additional. Lattice boom crane operator: \$1.50 per hour additional. Crusher pit, shaft and tunnel workers: \$2.00 per hour additional. Premium rate: main boom and jib 300 feet or longer is \$1.50 per hour above the 220 ft. boom and jib rate. Premium rate: main boom and jib 400 feet or longer is \$3.00 per hour above the 220 ft. boom and jib rate.

POWER EQUIPMENT OPERATOR CLASSIFICATIONS

GROUP 1: Regular equipment operator, crane, dozer, front end loader, job mechanic, pumpcrete and squeezecrete, welder, concrete pump, excavator, milling and pulverizing machines, scraper (self-propelled and tractor drawn), welder

GROUP 2: Air track drill, boom truck (non-swing), concrete mixer, material hoist and tugger, pump 6" and over, beltcrete, sweeping machine, trencher, winches, well points and freeze systems

GROUP 3: Air compressor, conveyor, concrete saw, farm tractor (without attachments), fork truck, generator, guard post driver, mulching machine, pumps under 6-in., welding machine and grease person

GROUP 4: Oiler, fire tender, heater operator, brock concrete breaker, elevators (other than passenger, end dumps and skid steer

Crane Operator with main boom and jib 300' or longer shall be paid an additional one dollar and fifty cents (\$1.50) per hour above the 220' of boom and jib wage rate.

Crane Operator with main boom and jib 400' or longer shall be paid an additional one dollar and fifty cents (\$1.50) per hour above the 300 foot of boom wage rate (\$3.00)

	Rates	Fringes
Power equipment operators - sewer relining:		
GROUP 1.....	\$ 27.05	11.00
GROUP 2.....	\$ 25.52	11.00

SEWER RELINING CLASSIFICATIONS

GROUP 1: Operation of audio-visual closed circuit TV system,
including remote in-ground cutter and other equipment used
in connection with the CCTV system

GROUP 2: Operation of hot water heaters and circulation
systems, water jetters and vacuum and mechanical debris
removal systems

ENGI0326-017 10/01/2007

	Rates	Fringes
Power equipment operators - hazardous waste removal:		
LEVEL A:		
Engineer when operating crane with boom and jib or leads 140' or longer....	\$ 32.47	15.75
Engineer when operating crane with boom and jib or leads 220' or longer....	\$ 32.77	15.75
GROUP 1.....	\$ 29.82	15.75
GROUP 2.....	\$ 25.42	15.75
Regular crane operator, mechanic, dragline operator, boom truck operator and concrete pump with boom operator, power shovel operator.....	\$ 30.79	15.75
LEVEL B AND C:		
Engineer when operating crane with boom and jib or leads 140' or longer....	\$ 31.41	15.75
Engineer when operating crane with boom and jib or leads 220' or longer....	\$ 31.73	15.75
GROUP 1.....	\$ 28.87	15.75
GROUP 2.....	\$ 24.48	15.75
Regular crane operator, mechanic, dragline operator, boom truck operator and concrete pump with boom operator, power shovel operator.....	\$ 29.84	15.75
LEVEL D WHEN CAPPING		

LANDFILL:

Engineer when operating crane with boom and jib or leads 140' or longer....\$ 29.97	15.75
Engineer when operating crane with boom and jib or leads 220' or longer....\$ 30.27	15.75
GROUP 1.....\$ 27.32	15.75
GROUP 2.....\$ 22.93	15.75
Regular crane operator, mechanic, dragline operator, boom truck operator and concrete pump with boom operator, power shovel operator.....\$ 28.29	15.75

LEVEL D:

Engineer when operating crane with boom and jib or leads 140' or longer....\$ 30.22	15.75
Engineer when operating crane with boom and jib or leads 220' or longer....\$ 30.52	15.75
GROUP 1.....\$ 27.57	15.75
GROUP 2.....\$ 23.18	15.75
Regular crane operator, mechanic, dragline operator, boom truck operator and concrete pump with boom operator....\$ 28.54	15.75

HAZARDOUS WASTE REMOVAL CLASSIFICATIONS

GROUP 1: Backhoe, batch plant operator, clamshell, concrete breaker when attached to hoe, concrete cleaning decontamination machine operator, concrete pump, concrete paver, crusher, dozer, elevating grader, endloader, farm tractor (90 h.p. and higher), gradall, grader, heavy equipment robotics operator, loader, pug mill, pumpcrete machines, pump trucks, roller, scraper (self-propelled or tractor drawn), side boom tractor, slip form paver, slop paver, trencher, ultra high pressure waterjet cutting tool system operator, vactors, vacuum blasting machine operator, vertical lifting hoist, vibrating compaction equipment (self-propelled), well drilling rig and hydro excavator

GROUP 2: Air compressor, concrete breaker when not attached to hoe, elevator, end dumps, equipment decontamination operator, farm tractor (less than 90 h.p), forklift, generator, heater, mulcher, pigs (portable reagent storage tanks), power screens, pumps (water), stationary compressed air plant, sweeper, welding machine and water wagon

	Rates	Fringes
IRONWORKER (Metal Building Erection).....	\$ 22.70	6.60
IRONWORKER: Reinforcing and Structural		
General contracts		
\$10,000,000 or greater.....	\$ 26.13	18.72
General contracts less than \$10,000,000.....	\$ 23.69	18.72

IRON0008-009 06/01/2008

	Rates	Fringes
IRONWORKER (Metal Building Erection).....	\$ 22.70	6.60
IRONWORKER: Reinforcing and Structural		
Contracts \$10,000,000 or greater.....	\$ 26.13	18.72
Contracts less than \$10,000,000.....	\$ 23.69	18.72

LABO0005-021 10/01/2007

	Rates	Fringes
Laborers - hazardous waste abatement:		
Work performed inside the building and up to and including 5 ft. outside the building:		
Level A, B or C.....	\$ 21.84	9.64
Work performed in conjunction with site preparation not requiring the use of personal protective equipment;		
Also, Level D.....	\$ 20.84	9.64
Work performed over 5 ft. outside the building:		
Level A, B or C.....	\$ 20.43	8.99
Work performed in conjunction with site preparation not requiring the use of personal protective equipment;		
Also, Level D.....	\$ 19.43	8.99

LABO0259-004 09/01/2007

	Rates	Fringes
--	-------	---------

Laborers - tunnel, shaft and
caisson:

GROUP 1.....	\$ 22.20	9.05
GROUP 2.....	\$ 22.29	9.05
GROUP 3.....	\$ 22.39	9.05
GROUP 4.....	\$ 22.55	9.05
GROUP 5.....	\$ 22.81	9.05
GROUP 6.....	\$ 23.12	9.05
GROUP 7.....	\$ 15.39	9.05

TUNNEL LABORER CLASSIFICATIONS

GROUP 1: Tunnel, shaft and caisson laborer, dump, shanty, hog house tender, testing (on gas)

GROUP 2: Manhole, headwall, catch basin builder, bricklayer tender, mortar, material mixer, fence erector and guard rail builder

GROUP 3: Air tool operator (jackhammer, bush hammer and grinder), first bottom, second bottom, cage tender, car pusher, carrier, concrete, concrete form, concrete repair, cement invert laborer, cement finisher, concrete shoveler, conveyor, floor, gasoline and electric tool operator, gunite, grout operator, welder, heading dinky person, inside lock tender, pea gravel operator, pump, outside lock tender, scaffold, top signal person, switch person, track, tugger, utility person, vibrator, winch operator, pipe jacking, wagon drill and air track operator and concrete saw operator (under 40 h.p.)

GROUP 4: Tunnel, shaft and caisson mucker, bracer, liner plate, long haul dinky driver and well point

GROUP 5: Tunnel, shaft and caisson miner, drill runner, key board operator, power knife operator, reinforced steel or mesh (e.g. wire mesh, steel mats, dowel bars, etc.)

GROUP 6: Dynamite and powder

GROUP 7: Restoration laborer, seeding, sodding, planting, cutting, mulching and top soil grading; and the restoration of property such as replacing mailboxes, wood chips, planter boxes, flagstones, etc.

SCOPE OF WORK: Tunnel, shaft and caisson work of every type and description and all operations incidental thereto, including, but not limited to, shafts and tunnels for sewers, water, subways, transportation, diversion, sewerage, caverns, shelters, aquifers, reservoirs, missile silos and steel sheeting for underground construction.

	Rates	Fringes
Asbestos Laborer		
Includes removing and disposing of all insulation materials from walls, ceilings, floors, columns, and all other non-mechanical surfaces; and removal of insulating materials from mechanical systems that are to be demolished; loading/unloading of bagged and tagged materials at the disposal site (includes lead paint abatement clean-up).....	\$ 21.48	10.75

LABO0334-002 09/01/2007

	Rates	Fringes
Laborers - open cut:		
GROUP 1.....	\$ 19.28	9.05
GROUP 2.....	\$ 19.42	9.05
GROUP 3.....	\$ 19.55	9.05
GROUP 4.....	\$ 19.60	9.05
GROUP 5.....	\$ 19.65	9.05
GROUP 6.....	\$ 17.03	9.05
GROUP 7.....	\$ 15.14	9.05

LABORER CLASSIFICATIONS

GROUP 1: Construction laborer

GROUP 2: Mortar and material mixer, concrete form person, signal person, well point person, manhole, headwall and catch basin builder, guard rail builder, headwall, seawall, breakwall, dock builder and fence erector

GROUP 3: Air, gasoline and electric tool operator, vibrator operator, driller, pump person, tar kettle operator, bracer, rodman, reinforced steel or mesh person (e.g., wire mesh, steel mats, dowel bars, etc.), welder, pipe jacking and boring person, wagon drill and air track operator and concrete saw operator (under 40 h.p.), windlass and tugger person and directional boring person, cement finisher

GROUP 4: Trench or excavating grade person

GROUP 5: Pipe layer (including crock, metal pipe, multi-plate or other conduits)

GROUP 6: Grouting person, audio-visual television operations and all other operations in connection with closed circuit television inspection, pipe cleaning and pipe relining work, installation and repair of water service pipe appurtenances

GROUP 7: Restoration laborer, seeding, sodding, planting, cutting, mulching and top soil grading; and the restoration of property such as replacing mailboxes, wood chips, planter boxes, flagstones, etc.

SCOPE OF WORK:

Open cut construction work shall be construed to mean work which requires the excavation of earth including industrial, commercial and residential building site excavation and preparation, land balancing, demolition and removal of concrete and underground appurtenances, grading, paving, sewers, utilities and improvements; retention, oxidation, flocculation and irrigation facilities, and also including but not limited to underground piping, conduits, steel sheeting for underground construction, and all work incidental thereto, and general excavation.

Open cut construction work shall not include any structural modifications, alterations, additions and repairs to buildings, or highway work, including roads, streets, bridge construction and parking lots or steel erection work and excavation for the building itself and back filling inside of and within 5 ft. of the building and foundations, footings and piers for the building. Open cut construction work shall not include any work covered under Tunnel, Shaft and Caisson work.

LABO1076-006 04/01/2008

Rates Fringes

LABORER (Distribution rates)

Telephone Work: (Zone 3)....\$ 13.27	9.25
Telephone Work: (Zone 4)....\$ 13.64	9.25
Telephone Work: (Zone 5)....\$ 12.94	9.25
Zone 1: All other work.....\$ 18.37	9.30
Zone 2: All other work.....\$ 17.09	9.30
Zone 3: All other work.....\$ 15.47	9.25
Zone 4: All other work.....\$ 14.84	9.25
Zone 5: All other work.....\$ 14.84	9.25

Duct Work Pay: \$.40 per hour above the base pay rate.

Zones:

Zone 1-Macomb,Oakland and Wayne

Zone 2-Monroe and Washtenaw

Zone 3-Bay ,Genesee,Lapeer,Midland,Saginaw,Sanilac,Shiawassee
and St. Clair

Zone 4-Alger,Baraga,Chippewa,Delta,
Dickinson,Gogebic,Houghton,Iron,Keweenaw,Luce,
Mackinaw,Marquette,Menominee,Ontonagon and Schoolcraft

Zone 5-Remaining counties in Michiga

LABO1329-002 05/01/2008

Rates Fringes

Laborers:

Commercial Construction

GROUP 1.....	\$ 19.97	10.10
GROUP 2.....	\$ 20.37	10.10
GROUP 3.....	\$ 20.72	10.10
GROUP 4.....	\$ 18.02	10.10
GROUP 5.....	\$ 22.02	10.10

Industrial Construction

GROUP 1.....	\$ 21.58	10.10
GROUP 2.....	\$ 21.98	10.10
GROUP 3.....	\$ 22.33	10.10
GROUP 4.....	\$ 18.17	10.10
GROUP 5.....	\$ 23.63	10.10

FOOTNOTE: Work on waterfront work (working over water) on the
Great Lakes or connecting waters navigable to lake
carriers: \$0.75 per hour additional.

LABORER CLASSIFICATIONS

GROUP 1: All construction laborers on building and heavy
construction work, storm and sanitary sewers, tool crib
attendant, Civil Engineer helper, rodman, oxi-gun operator,
workers using propane or acetylene cutting torch,
motor-driven buggies, chipping hammers, tamping machines,
green cutting (whether run by air, electric or gas),
sandblasters, mason tenders, Mortar mixer, material mixer
(whether done by hand or machine), vibrator operator,
concrete mixer, laborer with concrete crew, mixer to pour,
including pour from trucks

GROUP 2: Cement gun nozzle operator, blaster, miner, driller,
buster operator, layer of all non-metallic pipe

GROUP 3: Caisson worker and airtrack

GROUP 4: Watchman, Fire watch and Hole watch

GROUP 5: Digester, tanks & kilns

PLUM0190-006 05/01/2008

Rates Fringes

Gas Distribution Pipeline

Welding in conjunction
with gas distribution

pipeline work.....	\$ 27.63	15.64
All other work.....	\$ 20.26	9.90

PLUM0506-012 06/01/2008

Rates	Fringes
-------	---------

PIPEFITTER.....	\$ 28.11	16.25
-----------------	----------	-------

* SHEE0007-019 06/01/2008

Rates	Fringes
-------	---------

Sheet metal worker.....	\$ 27.96	17.04
-------------------------	----------	-------

SUMI2000-008 05/05/2000

Rates	Fringes
-------	---------

BUILDING CONSTRUCTION

Tank Builder.....	\$ 19.50	1.04
-------------------	----------	------

LABORER: Chain Saw.....\$ 14.29

Landscape Laborer.....	\$ 13.20	4.01
------------------------	----------	------

Truck drivers:

Boom Truck.....	\$ 17.40	5.52
Truck Driver - 2 axle.....	\$ 16.41	4.30
Truck driver - 3 axle.....	\$ 16.83	7.44

WELL DRILLER (water well).....	\$ 27.59	.13
--------------------------------	----------	-----

FOOTNOTES:

Marble, terrazzo & tile finishers: \$0.25 per hour above the laborer's rate. Same fringe benefit package as the bricklayer.

Stacks: Work on industrial and powerhouse stacks shall receive \$2.00 per hour above the journeyman bricklayer rate.

Industrial: Refinishing work on digesters, tanks, lime kilns, chests, boilers, and boiler tubes shall receive \$2.00 per hour above the journeyman bricklayer rate.

TEAM0247-011 04/01/2004

Rates	Fringes
-------	---------

Truck drivers - underground

construction:

GROUP 1.....	\$ 20.92	a
GROUP 2.....	\$ 21.06	a
GROUP 3.....	\$ 21.25	a

PAID HOLIDAYS: New Year's Day, Memorial Day, Fourth of July, Labor Day, Thanksgiving Day and Christmas Day.

SCOPE OF WORK: Excavation, site preparation, land balancing, grading, sewers, utilities and improvements; also including, but not limited to, tunnels, underground piping, retention, oxidation, flocculation facilities, conduits, general excavation and steel sheeting for underground construction. Underground construction work shall not include any structural modifications, alterations, additions and repairs to buildings or highway work, including roads, streets, bridge construction and parking lots or steel erection.

FOOTNOTE:

a. 172.80 per week+34.00 per day.

TRUCK DRIVER CLASSIFICATIONS

GROUP 1: Truck driver on all trucks (EXCEPT dump trucks of 8 cubic yards capacity or over, pole trailers, semis, low boys, Euclid, double bottom and fuel trucks)

GROUP 2: Truck driver on dump trucks of 8 cubic yards capacity or over, pole trailers, semis and fuel trucks

GROUP 3: Truck driver on low boy, Euclid and double bottom

WELDERS - Receive rate prescribed for craft performing operation to which welding is incidental.

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29CFR 5.5 (a) (1) (ii)).

In the listing above, the "SU" designation means that rates listed under the identifier do not reflect collectively bargained wage and fringe benefit rates. Other designations indicate unions whose rates have been determined to be prevailing.

WAGE DETERMINATION APPEALS PROCESS

1.) Has there been an initial decision in the matter? This can be:

- * an existing published wage determination
- * a survey underlying a wage determination
- * a Wage and Hour Division letter setting forth a position on a wage determination matter
- * a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour Regional Office for the area in which the survey was conducted because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations
Wage and Hour Division
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

Wage and Hour Administrator
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

4.) All decisions by the Administrative Review Board are final.

END OF GENERAL DECISION